

POSSIBLE MEDIATION TOPICS (No Children of Marriage)

- I. **Property Division (apart from “Separate” Property – property acquired before marriage, inherited or gifted)**
 - A. Real Estate (family residence, vacation including timeshares, parcels, business & investment holdings)
 1. Award & Division
 2. Assignment of Responsibilities
 3. Approach to Co-Obligations
 - B. Personal Property
 1. Household Furnishings
 2. Exotica (livestock, club memberships, season ticket rights, frequent flyer miles, collectibles and collections — art, stamps, coins, sports, firearms — & unique tools)
 - C. Motor Vehicles
 1. Titling
 2. Co-Obligation of Loan
 - D. Bank-Related Assets & Cash
 1. Checking & Savings (personal & business)
 2. Certificates of Deposit
 - E. Stocks & Bonds
 1. Certificate Shares Equities/Stocks
 2. Commercial & Treasury Bonds, Notes
 3. Mutual Funds Holdings
 4. Brokerage Account Holdings (with all of the above)
 5. Employer-provided Stock Accounts (ESOP, ESPP)
 6. Stock Options (incentive & non-qualified)
 - F. Life Insurance (with cash value, not Term)
 1. Whole Life

2. Universal Life
3. Annuity contracts & related

G. Retirement-Related

1. Individual Retirement Accounts (traditional, Roth, SEP)
2. Defined Contribution style plans
 - a) 401(k) style private savings
 - b) 403(b) style public savings
3. Defined Benefit style plans
 - a) Traditional private “pensions”
 - b) Cash balance pensions
 - c) Deferred Compensation plans (private & nonqualified & 457 style public)
 - d) Government Pensions (CSRS, FERS, PERA, military, railroad)

H. Business & Related

1. Asset values
2. Market value, as going concern

I. Miscellaneous Other

1. Claims and Lawsuits (pending or anticipated)
2. Royalties, Publishing or Other Intellectual Property Rights
3. Trusts Interests (of any nature)

J. Debt

1. Outstanding loans (other than liens previously addressed)
2. Revolving credit and bank credit card obligations
3. Potential other liabilities, including lawsuits

II. Spousal Support (Maintenance)

- A. Whether Appropriate
- B. Tax Issues
- C. Approach (indefinite v. contractual or hybrids)
- D. Amount & Duration (terms of review or termination)
 1. How Paid (direct by check, electronic funds transfer, income assignment, through support registry)
 2. When Paid (installments, due dates, commencing date)

Possible Mediation Topics

(Divorce, Couples Without Minor Children of Their Marriage)
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- E. Modification (approach re exchange of information)
- F. Continuation (COBRA) Health Insurance Coverage
- G. Life Insurance (to safeguard benefit)

III. Taxes

- A. Past Years (taxes owed or refunds due)
- B. Current Year
 - 1. filing status
 - 2. assignment of deductions, especially real-estate related
 - 3. responsibility for reporting Colorado refund in following year
 - 4. taxes owed or refunds due
- C. Future Years Audits

IV. Restoration of Name

Comments

This is a broad but not comprehensive outline of topics you may discuss and resolve in mediation of your divorce.

We can understand better whether any particular subject is important or necessary to your discussions as we meet, and we can often help you understand easier ways to obtain information you need, but that is not readily available. (Sometimes this may mean you will choose to use specialized or expert assistance for your confidential consideration in mediation.)

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Mediators

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